IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CONSTELLATION NEWENERGY, INC.

CIVIL ACTION

FILED

v.

POWERWEB TECHNOLOGIES, INC.

NO. 02-2733

APR 3 0 2004

MICHAELE. KUNZ, Clerk

ORDER

AND NOW, this 30th day of April, 2004, after a telephone conference with counsel, it is hereby ORDERED that the motion of defendant Powerweb Technologies, Inc. for leave to file second amended counterclaims is DENIED as out of time.

BY THE COURT:

Mail-W. Matthews Fax-H. Langer
N. Bostas

R. Gopcia J. Sweet

T. Scott
N. Wastasi
K. Gooddill M. Baio 2-Glaser K. Calabrese J. O'Den ŧ.